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OFFICE OF PETITIONS

: DECISION GRANTING PETITION

In re Application of

Carter, et al.

Application No. 10/663,627 : AND WITHDRAWING THE Filed: September 16, 2003 : HOLDING OF ABANDONMENT

Attorney Docket No. 1555.021US1

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed December 19, 2005.

The petition under 37 CFR 1.181 is **GRANTED**.

The holding of abandonment is **WITHDRAWN**.

The above-identified application was held abandoned for failure to timely file a response to the non-final Office action mailed April 6, 2005. This Office action set a shortened statutory period of three (3) months. No reply having been received, the application became abandoned on July 7, 2005. A Notice of Abandonment was mailed on October 19, 2005.

A review of the application file reveals the presence of an amendment, filed October 11, 2005. The amendment was made timely by including a Certificate of Mailing under 37 CFR 1.8 dated October 6, 2005, and by including a three month extension of time. Furthermore, Office records indicate that the fee for the three month extension of time was received on October 11, 2005, and was processed on October 13, 2005.

In view of the above, the holding of abandonment is withdrawn.

The matter is being forwarded to Group Art Unit 2841 for consideration of the amendment filed October 11, 2005 (Certificate of Mailing dated October 6, 2005).

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.

Cliff by

Cliff Congo Petitions Attorney Office of Petitions